

shall not be knowingly used with an intention to violate or evade provisions of this article, and such applicant shall produce before the comptroller at the time of making such application the certificate of the taking of such oath and the gross custom-house tonnage, which gross tonnage the owner shall swear to, and shall further make oath that before the measurement of said vessel by the custom-house officers the said vessel was not dunnaged so as to evade the just and proper measurement of tonnage of said vessel with a view of evading a proper and just sum for the licensing of said vessel. The master of such boat shall also make oath before the comptroller or his clerk, or if a resident of Baltimore City before the clerk of the court of common pleas, or before the clerk of the circuit court for the county wherein he may reside, that he has been a resident of the State for the twelve months next preceding the time of taking such oath. Any one violating this section shall be deemed guilty of a misdemeanor and upon conviction before a judge of the criminal court of Baltimore City or a judge of the circuit court for the county, or a justice of the peace having jurisdiction, as the case may be, shall be fined a sum not less than fifty dollars nor more than three hundred dollars, or be imprisoned in the house of correction for a period of not less than three months nor more than six months, or both, in the discretion of the judge or justice of the peace.

An. Code, 1924, sec. 26. 1912, sec. 24. 1904, sec. 23. 1894, ch. 380, sec. 22. 1900, ch. 380. 1908, ch. 104. 1910, ch. 413, sec. 23 (p. 207). 1912, ch. 804. 1914, ch. 691. 1927, ch. 145. 1936 (Sp. Sess.), ch. 18.

**27.** After granting such license, the Comptroller shall receive two dollars for every gross ton the boat shall measure, and where any license issued by authority of any County, the Clerk of the Circuit Court for the County shall receive for such license from the applicant two dollars per ton for every gross ton the boat may measure, said measurement to be gross tonnage of Custom House measurement; but no allowance or deduction shall be made or allowed by reason of dunnaging, and the captain or master shall always have such license on board of their boats, and shall exhibit the same wherever it shall be demanded by any duly authorized officer. It shall be the duty of the Commander of the State Fishery Force, and any officer under his command, at any time he or they shall deem it proper, to inspect and verify the measurements of any boats and their gross tonnage and the measurements ascertained by such officer shall be conclusive and final; any license granted shall be corrected and amended in accordance with such measurements and the appropriate license fee hereinbefore named paid in accordance with such corrected measurement, and the right granted by any license already issued shall be suspended until the full payment of such license fee is made. And one-half of any license fee received by the clerk of the Circuit Court for any County in this State shall be paid to the Comptroller of the State Treasury by the said Clerk within ninety days after receiving the same, to be by the said Comptroller credited to the oyster fund; and all Acts or Public Local Laws inconsistent with the provisions of this Section are hereby repealed.

An. Code, 1924, sec. 27. 1912, sec. 25. 1904, sec. 24. 1894, ch. 380, sec. 23. 1922, ch. 519, sec. 25. 1927, ch. 127, sec. 27.

**28.** Any master or person in charge of any vessel who shall violate any of the provisions of Sections 22 and 25, by taking oysters unlawfully shall be deemed guilty of a misdemeanor and upon conviction before any Jus-